

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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PFIZER INC.,  
PHARMACIA & UPJOHN COMPANY, and  
PFIZER HEALTH AB,

Plaintiffs,

v.

SANDOZ INC.

Defendant.

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No. 10-3250 (DMC) (JAD)

**STIPULATION AND ORDER OF DISMISSAL**

WHEREAS, Plaintiffs Pfizer Inc., Pharmacia & Upjohn Company, and Pfizer Health AB (collectively, “Pfizer”) filed this action against Sandoz Inc. (“Sandoz”) in connection with Sandoz’s submission of Abbreviated Drug Application Number (“ANDA”) No. 90-332 to the Food and Drug Administration, which included certifications pursuant to 21 U.S.C. §355(j)(2)(A)(vii)(IV) (“Paragraph IV”) with respect to United States Patent Nos. 6,630,162 (the “162 patent”) and 6,770,295 (the “295 patent”);

IT IS HEREBY STIPULATED by Plaintiffs and Sandoz, subject to approval of the Court, that all claims and counterclaims between Plaintiffs and Sandoz are dismissed without prejudice; and

IT IS HEREBY FURTHER STIPULATED by Plaintiffs and Sandoz, subject to approval of the Court, that this Stipulation and Order shall not act as an adjudication on the merits.

Dated: June 6, 2012

**GIBBONS P.C.**

/s/ David E. De Lorenzi  
David E. De Lorenzi  
Sheila F. McShane  
One Gateway Center  
Newark, New Jersey 07102  
(973) 596-4500

*Of Counsel:*

**WHITE & CASE LLP**  
Dimitrios T. Drivas  
Jeffrey J. Oelke  
Adam Gahtan  
James S. Trainor, Jr.  
1155 Avenue of the Americas  
New York, NY 10036  
(212) 819-8200

*Attorneys for Pfizer Inc.,  
Pharmacia & Upjohn Company LLC,  
and Pfizer Health AB*

**DUANE MORRIS LLP**

/s Sheila Raftery Wiggins  
Sheila Raftery Wiggins  
744 Broad Street, Suite 1200  
Newark, NJ 07102-3889  
(973) 424-2000


*Of Counsel:*

**COZEN O'CONNOR**  
Barry Golob  
Kerry B. McTigue  
W. Blake Coblentz  
Aaron Lukas  
1627 I Street, N.W. Suite 1100  
Washington, DC 20006  
(202) 912-4800

*Attorneys for Defendant Sandoz Inc.*

**IT IS HEREBY SO ORDERED.**

Dated: 6/11/12

  
THE HONORABLE DENNIS M. CAVANAUGH  
United States District Judge  
District Of New Jersey